

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON
PORTLAND DIVISION

MICHELLE EMILY MOORE,

No. 03:10-CV-1526-AC

Plaintiff,

ORDER

v.

MICHAEL J. ASTRUE, Commissioner,
Social Security Administration,

Defendant.

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Attorneys for Defendant

HERNANDEZ, District Judge:

Magistrate Judge Acosta issued a Findings and Recommendation (#16) on February 27, 2012, in which he recommends that this Court reverse and remand the Commissioner's decision for further proceedings. The matter is now before me pursuant to 28 U.S.C. § 636(b)(1)(B) and Federal Rule of Civil Procedure 72(b).

Because no objections to the Magistrate Judge's Findings and Recommendation were timely filed, I am relieved of my obligation to review the record *de novo*. United States v. Reyna-Tapia, 328 F.3d 1114, 1121 (9th Cir. 2003) (en banc); see also United States v. Bernhardt, 840 F.2d 1441, 1444 (9th Cir. 1988) (*de novo* review required only for portions of Magistrate Judge's report to which objections have been made). Having reviewed the legal principles *de novo*, I find no error.

CONCLUSION

The Court adopts Magistrate Judge Acosta's Findings and Recommendation (#16). Accordingly, the Commissioner's final decision is reversed and remanded pursuant to Sentence Four of 42 USC § 405(g) for further proceedings consistent with the Findings and Recommendation.

IT IS SO ORDERED.

DATED this 2nd day of April, 2012.

s/Marco A. Hernandez
MARCO A. HERNANDEZ
United States District Judge